IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

Jai Prakash Khatri Vs. State of Rajasthan & Anr.

S.B.CR.MISC. PETITION NO.1526/2006

DATE OF ORDER :: December 19, 2006

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr. Sushil Bishnoi for Mr. Bheemkant Vyas, for the petitioner.
Mr.Ashok Upadhyaya, P.P.

BY THE COURT:

By the instant criminal misc. petition under section 482 Cr.P.C., the petitioner seeks quashing of FIR No.333/2006, Police Station, Sadar, Distt. Bikaner for the offences under sections 420, 467, 468, 471 I.P.C.

I have heard learned counsel for the petitioner and the Public Prosecutor. Carefully gone through the first information report as also the police investigation diary.

From perusal of the investigation diary, it appears that

after thorough investigation, the police prima facie found the case against the present petitioner and proposed to file the challan for the offences noticed above. It also appears from the investigation diary and the FIR that originally the house was owned by Genda Ram, father of petitioner Jai Prakash. Genda Ram executed a will in favour of Jai Prakash and on the basis of the will, Jai Prakash sold the house to non-petitioner No.2 Harbhagwan Bhalla and thereafter petitioner started living in the said house as tenant. However, subsequently, it appears that the house was sold to some other person by forging certain documents by the petitioner. Thus, prima facie the FIR discloses the commission of cognizable offences and, therefore, in my view no case for quashing of FIR is made out.

The petition is, therefore, dismissed.

[H.R.PANWAR],J.

m.asif/-